

UNITED STATES DISTRICT COURT
EASTERN DISTRICT MASSACHUSETTS

MARK M. THORNTON,
Plaintiff

V.

NORTHEAST BUILDERS TRANSPORT, INC.
And BARRY N. EHRSTEIN,
Defendants

)
)
)
)
)
)
)
)
)
)
)

CIVIL ACTION No. 03-12521-RGS

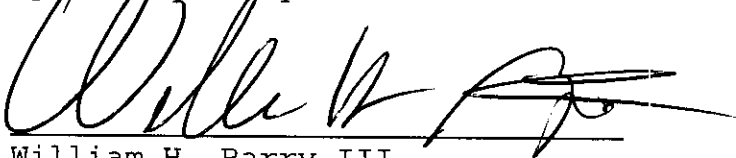
CERTIFICATION PURSUANT TO LOCAL RULE 16.1(D) (3)

I, William H. Barry III, hereby affirm that I conferred on February 6, 2004 with Mark Thornton with a view to establishing a budget for the cost of conducting the full course - and various alternative courses - of the litigation and to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Dated: March 4, 2004

Respectfully submitted,

Mark M. Thornton
By his Attorney




William H. Barry III
Massachusetts BBO#545547
Barry Law Office
255 Main Street
Nashua, New Hampshire 03060
603-883-0474

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has this date been forwarded to all parties by first class mail as follows:

Michael B. Weinberg
John A. Donovan
Donovan Hatem LLP
Two Seaport Lane
Boston, Massachusetts 02210

Date: March 4, 2004



William H. Barry III

CA1118Thomton\Certification.wpd